

Dec 05, 2022

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTONWESTERN SURETY COMPANY, a
foreign corporation,

Plaintiff,

v.

KRISTOFFER G. STRUTNER aka
KRIS STRUTNER and JESSICA A.
STRUTNER aka JESSICA ANN
CONNERTON, husband and wife and
their marital community dba
RECLAIM COMPANY; TMS
NATIVE COMPANIES, LLC, a
Washington limited liability company;
MARSHALL HANNIGAN, an
individual; and RECLAIM
COMPANY, LLC, a Washington
limited liability company,

Defendants.

No. 1:21-CV-03145-ACE

ORDER REGARDING PLAINTIFF'S
NOTICE OF VOLUNTARY
DISMISSAL OF DEFENDANT
MARSHALL HANNIGAN

BEFORE THE COURT is Plaintiff's December 5, 2022, notice of the voluntary dismissal of claims against Defendant Marshall Hannigan, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), without prejudice and without fees or costs to any party. ECF No. 28. The Court has reviewed the record and file herein and is fully informed.

Fed. R. Civ. P. 41(a)(1)(A)(i) provides that a plaintiff may dismiss an action by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment. As correctly stated by Plaintiff, ECF No. 28 at 2, no answer or motion for summary judgment has been served by Defendant Marshall Hannigan.

ORDER - 1

1 Accordingly, **IT IS HEREBY ORDERED** any and all claims against
2 Defendant Marshall Hannigan are **DISMISSED WITHOUT PREJUDICE** and
3 without fees or costs to any party.

4 **IT IS SO ORDERED.** The District Court Executive is directed to file this
5 Order, provide copies to counsel, and **CLOSE THE FILE**.

6 DATED December 5, 2022.



ALEXANDER C. EKSTROM

UNITED STATES MAGISTRATE JUDGE

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